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PTO/SB/21 (09-04)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/572.879 TRANSMITTAL Filing Date March 21, 2006 First Named Inventor 1 2 2006 **FORM** DEFILIPPI, Robert 'AM Art Unit Unknown **Examiner Name** Unknown Attorney Docket Number 33033-1090 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): 1. Return receipt postcard. Request for Refund **Express Abandonment Request** CD, Number of CD(s)\_ Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name LUCE, FORWARD, HAMIL ON & SOMPPS LLP Signature Printed name Mitchell P. Brook, Esq. Date Reg. No. May 10, 2006 32.967 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an efvelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date May 10, 2006 Cynthia A. Willis Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Atty. Docket No. 33033-1090

Unknown

Unknown

Not Assigned

Confirmation No.

Group Art Unit:

Examiner:

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DEFILIPPI, Robert

Serial No.:

10/572,879

Filed:

March 21, 2006

For:

A COOLING DEVICE FOR A FUEL-

RECIRCULATION CIRCUIT

San Diego, California May 10, 2006

Mail Stop: AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

### INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In accordance with 37 C.F.R. § 1.56, Applicant makes the below-listed documents of record in the above-identified application. In accordance with 37 C.F.R. § 1.97, this statement is not to be construed as a representation that a search has been made, and is not a representation that the information cited is effective as prior art to the application or is material to patentability.

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence and anything being referred to as enclosed herein is being deposited with the United States Postal Service via First Class Mail with sufficient postage in an envelope addressed to Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 23313-1450, on this 10th day of May, 2006.

Signature:

## U.S. Patents and Patent Publications

- 1. U.S. Patent No. 4,938,036 to John J. Foley et al. issued July 3, 1990.
- 2. U.S. Patent No. 5,251,603 to Hideki Kimura et al. issued October 12, 1993.

## Foreign Patent Documents

- German Patent No. DE 3702963 A1 to Sueddeutsche Kuehler Behr issued August 11,
   1988.
- 2. French Patent No. FR 69.567 to M. Andre Huet issued November 10, 1958.
- 3. German Patent No. DE 3443085 A to Kuehner GMBH & CIE issued June 13, 1985
- 4. International PCT Publication No. WO 98/51923 A to Bennett Technologies, LLC published November 19, 1998.

\* \* \*

Copies of the U.S. patents and U.S. patent publications listed on the enclosed form PTO/SB/08 are not enclosed, in accordance with the waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 that appears in the Official Gazette Notice (Week No. 31) dated August 5, 2003 and entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications Filed After June 30, 2003". Copies of the foreign patent publications are enclosed herewith.

It is respectfully requested that these documents be (1) fully considered by the U.S. Patent and Trademark Office in the examination of the above-identified application; and (2)

printed on any patent which may issue on this application. It is also respectfully requested that a copy of Form PTO/SB/08, as considered and initialed by the Examiner, be returned to the undersigned with the next communication in accordance with M.P.E.P. § 609.

This Information Disclosure Statement is filed within three months of the application filing date, pursuant to 37 C.F.R. 1.97(b). Therefore, it is believed that no fee is required in connection with this submission. In the event that a fee is required, please charge our Deposit Account No. 50-2298, in the name of Luce, Forward, Hamilton & Scripps LLP.

Respectfully submitted,

S//0/00

Mitchell P. Brook

Attorney for Applicant(s)

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PTO/SB/08A (07-05)

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

Complete if Known			
Application Number	10/572,879		
Filing Date	March 21, 2006		
First Named Inventor	DEFILIPPI, Robert		
Art Unit	Unknown		
Examiner Name	Unknown		
Attorney Docket Number	33033-1090		

		U. S. PATENT		
Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2</sup> (** known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<sup>US-</sup> 5,251,603	10/12/1993	Hideki Kimura	
		07/03/1990	John J. Foley	
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	Cite No.1	Number-Kind Code <sup>2</sup> (* known)	Cite No.1     Document Number   Publication Date   MM-DD-YYYY	No.1

		FOREIG	N PATENT DOCL	JMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T€
		DE 3702963 A1	08/11/1988	Sueddeutsche Kuehler Behr		
		FR 69.567	11/10/1958	M. Andre Huet		
		DE 3443085 A	06/13/1985	Kuehner GMBH & CIE		
		WO 98/51923 A	11/19/1998	Bennett Technologies, LLC		
				1.00		

Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup>Applicant is to place a check mark here if English language Translation is attached.

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If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.